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					tion to facilitate filing and retrieval.
	isclosure of your sock				•
1. THRU		2. TO		S. PROM	
CDR, 800th MP BDE		10th MP DET (C			4th MP BN
Camp Arifjan, Kuwair		Camp Bucca, Irac APO AE 09375		APO AE	occa, Iraq 109375
4. USACRC CONTROL N		5. MP REPORT NU <u>0033-03-</u> 0	MBER   <u>D<i>S19~ (</i>。ましもの</u>	I .	NSTALLATION IDENTIFIER Camp Bucca, Iraq
blocks. Briefly explain di	reumstanees not cover tod in the report, expis	red by blocks. For a sin in block 15, Rem	nuitiple offenses rosulti arks, which offenses a	ng in more thar pply to blocks o	P/CiD report. Check all applicable none type of action taken or action checked and action taken for other nal action.
7. NAME OF SUBJECT (	Lost, First, Mil)	8. GRADE E-3	9. SSN 67-25,6	10. DATI	E OF BIRTH (YYYYMMOD)
	11a, OFF		<u> </u>		11b. DATE OF OFFENSE(s)
1. Failure to Obey Ord	er (Art 34 UCMI)				2003/05/12
2. Reckless Endangern	ient (Art 92 UCMI)				2003/05/12
a. * NONE  * Subject was advised correction, or expunge  * B. ADMINISTRATIV	that aithough no action ement may be submitte	FICIENT EVIDENCE In was taken, the reject IAW AR 190-45	_	n Army records	Explain in Remarks) and that requests for amendment, arts).
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# DEPARTMENT OF THE ARMY 10<sup>th</sup> MILITARY POLICE DETACHMENT (CID) (FWD) THIRD MILITARY POLICE GROUP (CID), USACIDC CAMP BUCCA, UM QASR APO, AE 09375

CIRC-AB

19 May 2003

### MEMORANDUM FOR SEE DISTRIBUTION

SUBJECT: CID REPORT OF INVESTIGATION + INITIAL/FINAL(C) - 0033-03-CID519-62149-5Y2B5/5Y1D2

DATES/TIMES/LOCATIONS OF OCCURRENCES: 1. 12 May 2003/0500 - 12 May 2003/0600; Guard Tower 73, Camp Bucca, Um Qasr, Iraq, APO, AE 09367

DATE/TIME REPORTED: 14 May 2003, 1100Z

INVESTIGATED BY: SA 67C1, 6C1, 62

SUBJECT: 1.

BLACK; 822<sup>nd</sup> MP Company, Camp Bucca, Iraq; RC [RECKLESS ENDANGERMENT] [FAILURE TO OBEY ORDER OR REGULATON]

VICTIM: 1. 66-4 CIV; Internee Identification Number M. M; ARABIC; (NFI) ZZ [RECKLESS ENGANGERMENT].

2. U.S. GOVERNMENT (Camp Bucca, Iraq) (FAILURE TO OBEY ORDER OR REGULATION]

#### INVESTIGATIVE SUMMARY:

This is an "Operation Iraqi Freedom" investigation. The delay in dispatching this report was due to the lack of secure communications capabilities for CID at Camp Bucca, Um Qasr, Iraq.

This investigation was initiated based on information received from COL Commander, Camp Bucca, Iraq who notified this office of a possible fatal shooting of a civilian by a tower guard at the Camp Bucca Internment Facility, Iraq. COL The reported on 12 May 03, there was an incident 67-3, 56-3 where a tower guard observed an unidentified individual attempting to cross the south berm of the compound. A warning shot was fired and the individual was apprehended and appeared to have had an abrasion on his face. He was taken to the Battalion Aide Station for medical treatment where it was subsequently determined he suffered a gun shot wound to the face and was subsequently evacuated to an unknown location. COL can explained he had heard information that suggested the individual had be succumbed to his wounds and was deceased at the Medical Facility where he was treated.

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0000003 01147 Investigation established probable cause to believe PFC committed the offenses of Failure to Obey Order or Regulation and Reckless Endangerment when he, while acting in his capacity as a Camp Bucca Perimeter Guard, failed to follow the prescribed Rules Of Engagement (ROE) orders detailing the use of warning shots to deter individuals from entering or exiting the camp. PFC company process, blass observed Mr. Sapproaching the outer perimeter of Camp Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to 12 Gauge Shotgun. The warning shot was fired in the direction of Mr. Sapproaching the outer perimeter of Camp Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he failed to stop, PFC company Bucca and instructed him to halt, (both in Arabic and English) when he

#### STATUTES:

ARTICLE 92; UCMJ: FAILURE TO OBEY ORDER OR REGULATION ARTICLE 134; UCMJ: RECKLESS ENDANGERMENT

#### EXHIBITS/SUBSTANTIATION:

#### Attached:

- 1. Agent's Investigative Report (AIR) of SA 19 May 03, detailing the initial notification, receipt of SIR from 800<sup>th</sup> TOC, coordination with Camp Bucca Medical Facility, shooting scene examination, command coordination, interview of SPC interview of SSG and and bx-4, bb-4 receipt and review of statement of PFC interview of CAPT in the statement, receipt of CPT statement, receipt of SPC in the statement, test fire of weapon and final SJA coordination.
- 2. Accident/Serious Incident Report, dated 12 May 03, detailing the initial information received by the 800<sup>nd</sup> MP BDE TOC pertaining to the shooting at the Internment Facility.
- 3. Crime Scene Sketch, prepared by SA on 15 May 03, depicting the shooting scene and surrounding area.
- 4. Hand Written statement of PFC prepared immediately after the incident; 12 May 03.
- 5. Non-Waiver Certificate of PFC , 16 May 03.
- Force Protection Plan for EPW Camp Bucca
- 7. Sworn Statement of MAJ 16 May 03, detailing the collecting of PFC weapons.
- 8. Sworn Statement of CPT 17 May 03, detailing the collection of PFC weapons and conducting the round count.

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- 9. Sworn statement of SPC 17 May 03, detailing the function's check on PFC weapons. 104C-5, 166-5
- 10. Compac disk 00330351962149, containing all images exposed during this investigation:

Not Attached:

None. · · \*

\*The originals of Exhibits 1 through 10 are forwarded to CRC with the final copy of this report.

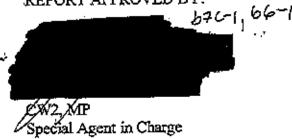
STATUS: This is an Initial/Final (C) Report. This investigation was terminated in accordance with CID Regulation 195-1, paragraph 4-17a(6), in that the Special Agent in Charge has determined the furtherance of the investigation would be of little or no value or leads remaining to be developed are not significant.

LEADS REMAINING: Interview victim, collection of weapon, laboratory examination on weapon collection of medical records of victim.

REPORT PREPARED BY:

8pecial Agent,

REPORT APPROVED BY:



### DISTRIBUTION:

- 1 (original) Director, U.S. Army Crime Records Center, ATTN: CICR-CR, 6010 6th St, Fort Belvoir, VA 22060
- 1 CDR, 10th MP BN (CID) (FWD) (ATTN: Operations Officer), APO, AE 09304, (Email only/Less Exhibits)
- 1 CDR, 3<sup>rd</sup> MP GRP, (FWD) (ATTN: Operations Officer), APO, AE 09366
- 1 CDR, 800<sup>th</sup> Military Police Brigade (COL**GENES)**, Camp Bucca, APO AE 09367 (Email only/Less Exhibits)
- Exhibits)

  1 CDR, 800<sup>th</sup> Military Police Brigade, S-3, (ATTN: MAJESTA, Camp Bucca, APO AE 09375 (Email only/Less Exhibits)
- 1 File

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AGENT'S INVESTIGATION REPO	ORT	ROI NUMBER 0033-0	03-CID519-62149
CID Regulation 195-1			
	- lo(3	PAGE	1 OF 4 PAGES
Basis for Investigation: About 1100Z, 14 May 03, COL office of a possible fatal shooting of a civilian by a tower gual reported on 12 May 03, there was an incident where a tower gual cross the south berm of the compound. A warring shot was fi have had an abrasion on his face. He was taken to the Camp suffered a gun shot wound to the face and was subsequently he had heard information that suggested the individual had s	guard obsi guard obsi ired and the p Medical evacuated accumbed	amp bocca interimerved an unidentificate individual was as Center where it was to an unknown look to his wound and p	ed individual attempting to exprehended and appeared to s subsequently determined he extion. COL
Facility where he was treated. No further information as available to the second of the second and reviews the 822 <sup>rd</sup> MP Company detailing the shooting. The SIR repoundentified civilian mate when he failed to respond to and or was altegedly one round of 00 Buck Shot fired from a 12 Gaustruck by the round and the report indicated the victim was taggetles)	ed the Acc arted the grader to stop arcer to stop arcer Shot G	e urne. ident/Serious Incidi uard in Watch Tow o in both Arabic and sun. There was no	ent Report (SIR) generated by er 73 fired a warning shot at an i English. The warning shot mention of the victim being
About 1210Z, 14 May 03, SAME coordinated with CPT who initially treated the civilian victim when he was brought i was brought to the tent with what appeared to be a laceration determine there was a projectile consistent with the shape are treated the wound and arranged to have the victim Medically Surgical Hospital. About 00500Z, 12 May 03, the victim was Viper. CPT was unsure of the victim's current statuthis office with any identification on the victim as the medical	into the Mi n on his up nd size of a Evacuate s transport us or when	per left cheek. After a 9MM round lodge and to Camp Viper, was by a U.S. Army beabouts. CPT	er examining an X-Ray, it was din his neck. CPT which is the nearest Field Helicopter destined for Camp was not able to provide
SHOOTING CRIME SCENE EXAMINATION: About 0600Z, interment Facility, Camp Bucca, Iraq to conduct a shooting shooting took place:	, 15 May 0 scene ex	3. SA Table 1 tra	veled to the Camp Bucca sa where the alleged fatal
Characteristics of Scene: The shooting scene was located in (QU7839227814) and was identified as Guard Tower 73. The 12 feet high (to the standing platform) by 12 feet deep by 7 feouth of the inner perimeter (triple strand concertina wire) are was a 21 feet wide gravel road located 41 feet south of the touter bern. Immediately north of Guard Tower 73 was the I with approximately 15 miles of open visibility. The berm itselfeet tall and encircled the entire Internment Facility. The distinct the shot was fired from to the top of the berm where the victing tower and the born placed both the shooter and the victing the victing the shooter and	ne guard to feet wide. nd about 6 fower, runs Internment elf was con stance from tim was sta m at gene	The tower was local feet north of the coing east/west between Facility. To the southwest counting was approximally the same beign	ated approximately ten feet outer perimeter (berm). There een the guard towers and the outh of the burn was open desert and and was approximately 10 mer of the guard tower where mately 81 feet. The elevation of the
Condition of Scene: The shooting scene itself was unremarkance was generally sterile. There were no signs of the shoot had approached the berm, as over the last several days, the entire area. There were no indications anyone had been was	ting or eve ere had be	en strong winds an	BIRD IN MICHE DRIVE
TYPED AGENT'S NAME AND SEQUENCE NUMBER  670-1 66-1 63		non 3N (CID), 6 <sup>1E</sup> , M q APO <u>AE</u> 09375	P Group, Camp Bucca, Um
SAI SIGNATURE 674 -1 66 -1	Qast, Ira Date 19 May		EXERT

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AGENT'S INVESTIGATION REPO	ORT 0033-03-CID519-62149
CID Regulation 195-1	
	PAGE 2 OF 4 PAGES
DETAILS	•
Factors Pertinent to Entry/Exit: Access to the shooting scene and west and access would be totally unobstructed. The area restricted in anyway.	e could be gained on foot or by vehicle from the south, east around the internment facility is open desert and not
Environmental Condition: At the time of the shooting, it was Visibility was approximately four or five miles.	approximately 80 degrees and sunny with a slight wind.
67c-1, 66-1 Scene Documentation: SA (1997) exposed several photogrea around the shooting scene utilizing a digital camera. SA the guard tower and location of the victim and the measurem	also prepared a sketch of the scene depicting
Collection of Evidence: No evidence was collected at the so	ene.
Search for Latent Prints: A search for latent prints was not or investigation. A search for foot impression was conducted at berm but due to the consistency of the sand the weather over discovered.	round the location where the victim was seen crossing the
Search Beyond the Scene: A search beyond the scene was pertaining the shooting. Nothing remarkable was discovered to the perimeter bern as there are believed to be land mines About 0650Z, 15 May 03, SA Control Coordinated with and Commander, 724th MP Battalion, Camp Bucca, Iraq. SA convertigative responsibility of this incident due to a request by any direct information pertaining to the incident but would map possible.	interviewed LTC  COLUMN LTC  Was limited to the area close coutside the berm.  67C-3, 66-3  interviewed LTC  Explained she did not have ake her personnel available for interviews as soon as
About 0700Z, 15 May 03, SA interviewed SPC Bucca, Iraq who was assigned to the guard tower immediate individual who subsequently apprehended the victim. SPC 0800 local (0500Z) he heard what he believed to be a gunshiral. Due to the location of the generator and the noise it was When SPC but humed around, he observed an individual immediately drew his side arm and commanded the individual just below SPC but had guard tower and sat on the ground, and took the individual into custody. SPC but reported so he did not appear to be seriously injured. The roving patrols for treatment. When asked if he witnessed any weapons in the individual was carrying a stick approximately two feet in lengtinformation pertaining to the incident on 12 May 03.	by west of the incident location. SPC was also the reported on the morning of 12 May 03, approximately of coming from the Tower to the east of his position (Tower making, he was not immediately sure he heard a gun shot running outside the berm towards his position. He all to halt. The individual came over the berm and stopped At the same time, two roving patrols arrived on the scene using blood coming from the individuals face and mouth but were then ordered to take the victim to the Medical Facility the victim's possession, SPC was stated he believed the
TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION
67K-1, 66-1, 62	733MP BN (CID), 6 <sup>TH</sup> , MP Group, Camp Bucca, Um Qast, Iraq APO AE 09375
	DATE EXHIBIT 19 May 03
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AGENT'S INVESTIGATION REPO	ORT [	ROI NUMBER 0033-	03-CIDS19-62149
CID Regulation 195-1	-	***	- <u></u>
DETAILS About 0800Z, 15 May 03, SA interviewed SSG both from 822 <sup>nd</sup> MP Company, Camp	bac -	1. 66 -4	3 OF 4 PAGES byc.4,66-4 and SGT
patrol around the Intermment Facility on 12 May 03. SSG May 03, they responded to a radio call of a shooting on the sor they observed an unidentified civilian sitting on the ground ble the individual into custody without incident and brought him to wounds.	uth perimo eding from	ter. Upon their and the	mival at SPC position, position, buth. They immediately took facility for treatment of his
About 0900Z, 15 May 03, SA MP Company, Camp Bucca, Irac guard on duty at Tower 73 and was the soldier who fired the w May 03 as described by PFC In in the statement, PFC outer bern of the Interment Facility and he immediately called refused to stop, he fired one warning short with a 12 gauge shindividual. The statement further explains, after the warning sand headed west until he reached the next Guard Tower when the tower. (See hand written statement of PFC In the for de	immedia aming sha fout halt i otgun, loa hot, the in e he re-cre	tely following the ot. The statement reports seeing an n both Arabic and ded with lethal an dividual turned as	incident. Proceeding was the tidetailed the incident on 12 individual approaching the English, when the individual innumition, at the feet of the individual
About 1000Z, 15 May 03, SA departed Camp Bucca locate and determine the status of the individual who was aller at Camp Viper, SA was able to identify the victim as identification was available as all medical records had been for b7(-1, b(-1)).  About 1200Z, 15 May 03, SA was interviewed CAPT (0-1).  Navy Surgical Hospital, Camp Viper, Iraq who was the common way 03. Mr. was brought into the hospital with a common way 03. Mr. was brought into the hospital with a common way 03. Mr. was brought into the hospital with a common way 03. Mr. was brought into the hospital with a common way 03. Mr. was brought into the hospital with a common way 03. Mr. was brought into the hospital with a common way of the common	n, Iraq trav gedly shot s Mr. grwarded t brwarded t a Single or	o the Bagtidad Tr bb-3 Directo te field hospital.	No further aining Hospital, Baghdad, Iraq. of Medical Services, U.S. CAPT Explained on 12 he right cheek. Upon further
examination and examination of the X-Rays, it was determine artery. CAPT explained, with proper medical care, Mr. CAPT explained, with proper medical care, Mr. Captained Mr. Captained and all of his medical personnel at the Baghdad Hospital and unfortunately, there we projectile lodged in Mr. Captained and unfortunately, there we projectile lodged in Mr. Captained was not consistent experience and the observations of his staff, the projectile lodged of a 9mm round. CAPT captained reported seeing three to find the was certain of the size and shape of the projectile. Conformation pertaining to this investigation, and when question notified that Mr. Captained that when Mr. Captained that when Mr. Captained the departed his hospital departed his hospital	d a project noved with records a ere no recent with a ged in the our gunsh APT the ed about d the comestination	tile was lodged in out causing furth as expected to m ad X-Rays were foods available. O shot from a 12 Go victims neck was ot wounds a day of how Camp Bucca munication from the and mix ups happ	this neck resund against an er injury so it was left in place. ake a full recovery. CAPT orwarded to the civilian medical APT did state the auge Shotgun and based on his consistent with the shape and come through the Field Hospital provide any additional a could have been incorrectly the hospital are sometimes per. CAPT assured SA
About 0612Z, 16 May 03, SA Company of PFO Endangerment and Failure to Obey Order or Regulation which was subsequently terminated and PFC Company was released	-3 of his leg h he iavok	gal rights for the o sed and requested	ffenses of Reckless
676-1 66-1 62		ION N (CID), 6 <sup>18</sup> , M I APO AE 0937:	P Group, Camp Bucca, Um
SIGNATURE 1-70-1 (-C-1	ATE 19 May 0		EXECUTION
			<u>}</u>

AGENT'S INVESTIGATION REP	ORT (ROLNUMBER 0033-03-CID519-62149
CID Regulation 195-1	
	PAGE 4 OF 4 PAGES
DEEMES  ADOLT 0650Z, 16 May 03, SA  ADOLT 0650Z, 16 May 03, SA  Facility. Rule 4(2) clearly states Warning Shots are authorized prisoners, civilians and US/Coalition personnel. (See Force)	ed but must be fired in a safe direction away from all Protection Plan for EPW Camp Bucca for further details)
62C-1, 66-1 About 1200Z, 18 May 03, SA The received and reviews	ed the swom statements of MAJ
obtain SPC services and conduct a round	Bucca, Iraq which detailed there actions when requested to count of his 9MM ammunition. (See Statements for details)
About 1230Z, 18 May 03, SA Camp received and reviews	the statement of SPC lettered on all three of PFC lettered weapons (M-9, M-16 and 12 Gauge Shot Gun) were
functional and able to be fired.	_
feet to verify the validity of PEC seems statement. The t	(Firearms Instructor) conducted a test fire of PFC determine the actual spread of the 00 Buck Pellets at 81 est, which was conducted by firing three shots from PFC
position at a target located in the position the viction the 9 pellets was 24.2 inches high by 16.2 inches wide. Base	m was standing, determined the average pattern (spread) of all on the test fires, it is the opinion of CPT
that the warning shot would have had to be aimed somewher a round to have struck the victim. Therefore, PFC	e between the chest and 12 to 14 inches above the head for accounts of the incident could not be accurate.
About 1300Z, 19 May 03, SA	3. 66-3 3rd MP Group, Legal Counsel, Camp Bucca,
trag on the details of this investigation. MAJ <b>Committed</b> opinion of the offenses of Reckless Endangerment and Failure	ned there was probable cause to believe PFC (1997) and the re to Obey Order or Regulation when he disregarded the
Camp Bucca Force Protection Rules of Engagement and fire	d a warning shot in the direction of an approaching civilian
which stuck the civilian causing injury JI/LAST ENTRY!!!	
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TYPED AGENT'S NAME AND SEQUENCE NUMBER	ORGANIZATION 733MP BN (CID), 6 <sup>TB</sup> , MP Group, Camp Bucca, Um
SA 67C-1, 66-1, 62	Qasr, Iraq APO AE 09375
SIGNATURE 676-1	DATE EXHIBIT 19 May 03
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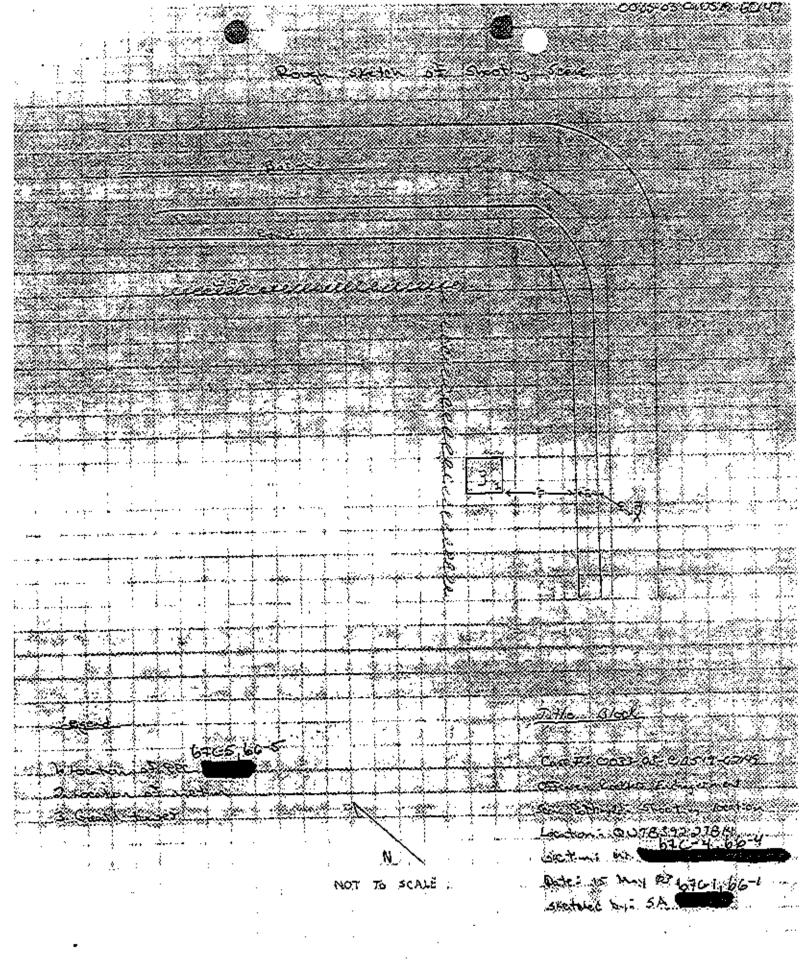
### Page(s)

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### Referred to:

U.S. CENTRAL COMMAND
7115 SOUTH BOUNDARY BLVD
ATTN: CCJ6-DM
MACDILL AIR FORCE BASE
FLORIDA 33621-5101

MS. JACQUELINE SCOTT scottj@centcom.smil.mil (813) 827-5341/2830



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### Page(s)

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### Referred to:

U.S. CENTRAL COMMAND
7115 SOUTH BOUNDARY BLVD
ATTN: CCJ6-DM
MACDILL AIR FORCE BASE
FLORIDA 33621-5101

MS. JACQUELINE SCOTT scottj@centcom.smil.mil (813) 827-5341/2830



### DATA REQUIRED BY THE PRIVACY ACT



AUTHORITY:

Title 10, Ordted States Code, Section 3012(g)

PRINCIPAL PURPOSE: ADUTINE USES:

To provide commanders and law enforcement orticials with means by which information may be accurately identified. Your Social Security Number is used as an additionalisatemate means of identification to facilitate (England retrieval.

Dischasize of your Social Sequency Number is voluntary.

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inveptigator valuase morte appears because old may that holding at with the Congo States Army	Comment Towers to the Comment of the Property of the town of the Comment of the C
pertellactuses: Reckless Endunctment and	Follow to follow order of Regulation
ing hotelso asked no boy questions about the offensors), however, helson made it clear to me that I had a post to each to say question or say anything.  I do not have no answer ony question or say anything.  Anything I say or do can be used as moderne against make a commal true.  If or personnel subject onto UCMO I have the right to talk polyately to a lawyor before, during an during questioning. This lawyor can be a civillan lawyor I arrange for all to expense to the Government.	id pligg quasilaning and so have a lawyer present with me
*For children not subject to the USCALN**: hove the right to talk privately to a lawyor bolder, chains are during quotinoming, I understand that this lowyer can be one that I arrange for at my own expended be appointed for me before any quotiloring begins.  If 4 per now willing to discuss the offeree(s) under investigation, with or without a lowyer oresen speak privately with a lawyer before anywering further, even if I sign the walver unlaw.  CONTINENTS (Sentation on teverse side)	endo, or il i connot alloco a laceyor and want villo a locator
Section B. Walver	
l understand my rights as statud above, L om now willing to discuss this offessels) under investigation t	and make a statement without talking to a lawyer first and without having a lawyer present with me.
WITHERSES III available!	3. SIGNATURE OF INTERVENEE
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DA FORM 3881, NOV 89

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### Page(s)

18

### Referred to:

U.S. CENTRAL COMMAND
7115 SOUTH BOUNDARY BLVD
ATTN: CCJ6-DM
MACDILL AIR FORCE BASE
FLORIDA 33621-5101

MS. JACQUELINE SCOTT scottj@centcom.smil.mil (813) 827-5341/2830

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<del> </del>	Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).  Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).
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DA FORM 2823, DEC 1998

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10. EXHIBIT

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32. INITIA

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PAGE 1 OF





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#### SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

PRIVACY.	ACT.	STATEMENT	

AUTHORITY:

Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN),

PRINCIPAL PURPOSE:

To provide commanders and low enforcement officials with means by which information may be accurately identified, Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

ROUTINE USES:

676-4,66-4

DISCLOSURE: 1. LOCATION Disclosure of your social security number is voluntary.

CAMP BUCCA, IRAQ

2. DATE (YYYYMMDD) 2003/05/17

3. TIME 4746 A4. FILE NUMBER 2045

LAST NAME, FIRST NAME, MIDDLE NAME

6. SSN

GRADE/STATUS CPT

ORGANIZATION OR ADDRESS

724TH MP BN CAMP BUCCA, IRAQ APO A.E. 09375

670-4,66-4

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

On 14 May 2003 was ordered by LTC to retrieve PFC weapons from his custody, conducted a round count of his 9 mm handgun, and take into custody any evidence that was recovered by his Company chain of Command. MAJ Company Commander, 1LT and I went to the Company area and spoke with We explained that the circumstance's surrounding should shooting had changed from firing a warning shot to a potential shooting. We then went to the Platoon leader, ILT and and his Sergeant, SSG and PFC and explained that we needed PFC weapons and conduct a round count of his 9mm handgm. MAJ work took custody of PFC MA-16, which he was not carrying during the incident, his 9mm handgun, and his Shotgun. I spoke with SSG his 1 9mm magazine that was issued to him and returned (15) 9mm rounds back to her that indicated a full magazine. SSG also produced one Winchester "00" buck round that had been discharged. She stated that directly after the shooting she went to the scene of tower 73 and retrieved the round at the base of the tower were PFC was occupying during the stated she had custody of the round until she turned it over to me. The weapon's were turned over to the Battalion Armor for further testing. The shotgun round was collected as evidence, sealed in a brown envelope with an attached chain of custody and turned over to MSG BN S-2 NCO, placed into a secure safe maintained by him that is located in the BN TOC. /// 670-3 /66-3 located in the BN TOC. // END SFSTATEMENT bac-9,66-4

10. EXHIBIT

11. INITIALS OF PERSON MAXIS

PAGE 1 OF

**PAGES** 

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STATEMENT OF CPT TA	KEN AT CAMP BUCCAPTERS DATED 17 MAY 03
9. STATEMENT (Continued)	•
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Nor	- USC 67-4
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BY ME. THE STATEMENT IS TRUE. I HAVE INITIALED ALL CO	LY UNDERSTAND THE CONTENTS OF THE ENTIRE STATEMENT MADE RESCTIONS AND HAVE INITIALED THE BOTTOM OF EACH PAGE NT ERSELY WITHOUT HOPE OF BENEFIT OR REWARD, WITHOUT THREAT
WITNESSES:	Subscribed and swom to before me, a person authorized by law to
	administer caths, this 17th day of MACL . 03
	644-1, 10/01
ORGANIZATION OR ADDRESS	67C-( 66-1
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ORGANIZATION OR ADDRESS	ACTICLE 1366 YY UCMT (Authority To Administer Oaths)
634	<u>L6-4</u>
INITIALS OF PERSON MAKING STATEMENT	PAGE 2 OF 2 PAGES
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#### SWORN STATEMENT

For use of this form, see AR 190-45; the proponent agency is ODCSOPS

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Title 10 USC Section 301; Title 5 USC Section 2951; E.O. 9397 dated November 22, 1943 (SSN).

PRINCIPAL PURPOSE:

To provide commanders and low enforcement officials with means by which information may be accurately

ROUTINE USES:

Your social security number is used as an additional/alternate means of identification to facilitate filing and retrieval.

DISCLOSURE:

66-4 Disclosure of your social security number is voluntary.

1. LOCATION CAMP BUCCA, IRAQ 2. DATE (YYYYMMDD) 3. TIME

4. PILE NUMBER 2003/05/17 1030 (

5. LAST NAME, FIRST NAME, MIDDLE NAME 🖿 64C-4,66-4

6. SSN

7. GRADE/STATUS

ORGANIZATION OR ADDRESS

HHD 724th MP Bo

676-4,60

WANT TO MAKE THE FOLLOWING STATEMENT UNDER OATH:

At approxiamtely 1028 on 17 May 03, I conducted a PMCS/ Function's check on the following weapons: 9mm SER# 1317400, M16A2 SER# 2157957, 12 Gauge Shotgun SER# 033176. The 9mm had rust on the outside of the barrel, rust on the upper operating rod and spring. The 12 Gauge Shotgun magazine spring is inoperable. On all three (3) weapon there is no sign of lubrication and there are no mechanical defficiency, they are also extreamly filthy. There is build up sand and dirt on internal working parts. The barrel of the Shotgun and the M16 had evidence of being fired. ///END OF STATEMENT///

OF PERSON MAKING STATEMENT 11. INITIALS

4.664

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ADDITIONAL PAGES MUST CONTAIN THE HEADING "STATEMENT"

\_\_ DATED

PAGE 1 OF

THE BOTTOM OF EACH ADDITIONAL PAGE MUST BEAR THE INITIALS OF THE PERSON MAKING THE STATEMENT, AND PAGE NUMBER MUST BE BE INDICATED.

10. EXHIBIT

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INITIALS OF PE	ERSON MAKING	STATEMENT			PAGE 2 OF	21 PAGES

PAGE 3, DA FORM 2823, DEC 1998

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Photographic CD

Exhibit 10

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	CID FORM 64	
	2. TIME RECEIVED	7. CASE NUMBER
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(CID Regulation 195-1	)	l
1100Z, 14 May 03 67C-1 366-1	Bucca, Iraq notified this Camp Bucca Internment incident where a tower gu burm of the compound. A	About 1100Z, 14 May 03, COL  Commander, Camp office of a possible fatal shooting of a civilian by a tower guard at the Facility (IF), Iraq. COLL reported on 12 May 03, there was an lard observed an unidentified individual attempting to cross the south warring shot was fired and the individual was apprehended and brasion on his face. He was taken to the Camp Medical Tent where it need he suffered a gun shot wound to the face and was subsequently
<u>.</u>	evacuated to an unknown- suggested the individual h	location: COL Comment to had hear information that and successible to his wound and pasted away at the Medical Facility further information as available at the figure.
1200Z, 14 May 03	Report (SIR) generated by	SA received and reviewed the Accident/Scrious Incident to the 822° MP Company detailing the shooting.
1210Z, 14 May 03	Facility, Camp Bucca, Ira Medical Facility	SA Camp Bucca Medical cap who initially treated the civilian victim when he was brought into the
1400Z, 14 May 03	Briefed Mr. Briefed Mr. preliminary and determine	63.56-3  Non information received from COL Advised to initiate e status of victim.  1046-1, 66-1
0600Z, 15 May 04	traveled to the Camp Buck examination of the area w	ene EXAMINATION: About 0600Z, 15 May 03, SAme of the Internment Facility, Camp Bucca, Iraq to conduct a shooting scene there the alleged fatal shooting took place.
0650Z, 15 May 03		SA coordinated with and interviewed UTC Commander, 724th MP Battalion, Camp Bucca, Iraq.
0700Z, 15 May 03	822 ° MP Company, Cam	SA interviewed SPC bac-4 bb-4 sp Bucca, Iraq who was assigned to the guard tower immediately west
0800Z, 15 May 03	who were both traveling t 03.	both from \$22 <sup>nd</sup> MP Company, Camp Bucca, Iraq together as the roving patrol around the Internment Facility on 12 May
0900Z, 15 May 03	About 0900Z15 May 03, prepared by PFC manachiately following the	SA received and reviewed a hand written statement \$22 <sup>nd</sup> MP Company, Camp Bucca, Iraq are incident.
1000Z, 15 May 03	Medical Facility, Iraq to I	576-1, 56-1  5, SACCE departed Camp Bucca, Iraq traveling to Camp Viper locate and determine the status of the individual who was alledgedly PFC 5-56-5
1200Z, 15 May 03	Medical Services, U.S. N	5, SAC Interviewed CAPT (0-6)  Director of Savy Surgical Hospital, Camp Viper, Iraq who was the commander of
0612Z, 16 May 03	About 0612Z, 16 May 03 offenses of Reckless End and requested legal countries.	
0650Z, 16 May 03	About 0650Z, 16 May 03 the Camp Bucca Interned	54C-(, 66-( 3, SA Proceived and reviewed the Rules of Engagement for a Facility.

CID FORM 28 1 ለለተ ሰለ

### AGENT ACTIVITY SUMMARY (CID Regulation 195-1)

#### CONTROL NUMBER 2003 -83-CAMP BUCCA

3200Z, 18 May 03

1230Z, 18 May 03

1100Z, 19 May 03

1300Z, 19 May 03

1400Z, 19 May 03

20/21 MAT 033 66-1

23 mily 03

About 1200Z, 18 May 03, SA Proceed and reviewed the sworn statements of MAJ and CPT 67-4, 66-4

About 1230Z, 18 May 03, SA received and reviewed the statement of SPC

About 1100Z, 19 May 03, SA and CPT and CPT (Firearms Instructor) conducted a test fire of PFC (Section 2012) Gange Shot Gun utilizing a cardboard target to determine the actual spread of the 00 Buck Pellets at 31 feet to verify the validity of PFC tatatement of 4-5, 6-5

About 0900Z, 16 May 03, SA briefed MAJ briefed MAJ 3<sup>rd</sup> MP Group, Legal Counsel, Camp Bucca, Iraq on the details of this investigation.

Updated case file, drafted and prepared final report, forwarded case to SAC for review

LEVELLO TAK/FINAL CNEW WOLL CONSCRIPTION TO INT. Chings + #1. Dage of AIK 15 9 Not 16. Dresto copyed TO THE AND ALL TEXH 18175 (1 SOT of Photos) File Delivered to COR 800 MMP BOR, CAMP BUCKA (COL STANDET HAS NOT SEEN TO BE FILED OUT BY CASE AGENT. STANDET HAS NOT SEEN UP SIDILE 18 MM B3 AND SAC MAS AND SAEN ABLE TO SONO IFTE TO BN POR DISTRO WICA. COMBIL of 80004 copyes when Done By SAC ONCE SIGNET COMED BACK UP. FILE NEWS WOLLD CASE ASSEMBLY THE FILM @ 4441 MP DOET

Received, remained + corrected find prot, tean were no offence coelex. Disjectific IFI to proup, file to activity for distro. FP conds which to be filled out. 4833 weeks to be prepared + 22 pinciel.

closed.

CONTROL NUM. 2 23-03-012519-62149 AGENT ACTIVITY SUMM. . Y (CID Regulation 195-1) FILED OUT FP CHEDS. 1-901,1-250 02JUN03 Distro: to: CMDR = 4833 AND ORIGINA baci, 66 to CRC. RECEIVED 4833, FORWARD ORIGINAL AND FD-249 23 JUNE 03 to CRC. KEEP COPY FOR FILE. 16767,1667 Buttalion Ors Review. FILE TO ADMIN. 14 JUL 03 1694-1,667

## DEPARTMENT OF THE ARMY 44TH MILITARY POLICE DETACHMENT (CID) (FWD) UNITED STATES ARMY CRIMINAL INVESTIGATION COMMAND CAMP ARIPJAN, KUWAIT APO AE 09366

S: 30 June 03

CIMPL-PL-FWD (195-25)

30 <u>- Ма</u>у 03 *PLHY* 

MEMORANDUM FOR Commander, 800th Military Police Brigade, Camp Bucca, APO AE 09367 (ATTN: COL 1000) 694-3,663

SUBJECT: Report of Investigation 0033-03-CID519-62149

- 1. The enclosed CID report pertaining to a member(s) of your organization is forwarded for information and action deemed appropriate.
- 2. AR 195-2, paragraph 1-5e requires that commanders/supervisors receiving CID reports for action must reply to the CID unit initiating the report indicating the judicial, nonjudicial, or administrative action, or lack thereof, taken against persons listed in the subject section of the report. Changes resulting from appellate action must also be reported.
- 3. Commanders/supervisors must also notify all persons against whom no action is taken, that their name will remain in the title section of the report, and that the report will be indexed and retrievable by their name. These persons will also be informed of the purposes for which the reports are used (e.g., other criminal investigations, security clearances, and other purposes as authorized by the Privacy Act and AR 340-21) and the fact that such use may have an impact upon their military careers.
- 4. Request that you use the enclosed DA Form 4833 to provide the required information as soon as disciplinary or administrative action is completed.

Special Agent-in-Charge

2 Encls

CID FL 23-R (Previous editions of this form letter are obsolete) 1 Jan 81

FOR OFFICIAL USE ONLY

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- Approx 0830 has on 13 may 03 I (506) were mounted Patrol at CHMP Bucec IF. Radio call over --- THE Radio STATED THAT OUR END WORLD WAS THEN THE AREA of the compound. WE ANSWER Radio THAT WE would response and HEAD Between BERM & wire at compound 7-10. WE THAN CORNER at TOWER 7/3, Point WEST TOWARD COMPOUND & TOWER, THAT & INdividual was at myself & SSG 67C-4, blowd, Drowe Toward compound 8 , was on THE Tower , weapon Dean, at THE individual on THE BORNAR WEAR WIRE OF AT Compound 84. WE get of THE vehicle approach THE individual, SITTING ON THE GROUND, WE, SEO SREACH and SECURE INdividual, todividual, was bleeping fact womouth. THE BOCIC 676-3, 66-3 TOLD as TO TAKE him to TMC. WE TRANSPORTED BOIND . VIDUAL (CINS) DERIVE at TIME, ECRESCEPTED individual inside for medical attendation, unknow what Time. THEN WE WERE TOLD TO TRANSPORT INdividual TO Spanish HOSPITAL approx. 0430 has. and RETURN back to IF to finish 5h. H

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Theseby May 13:2003 - Aprex-Time 0815

I spe here when someled like a gunshot. I will not sure clue to the noise the generator makes behind my position. I Looked at the walking rows who had staged. I thought she may have here the same thing. I turned to my right and I seen a man running along side the burm. The man was bleeding from the few and matth. The man crossed over the burm coming toward my position. I drew my weapon and total him to get clown on the ground. I total the walking nover to get help. I tested the man some water and waited for assistance walking nover to get help. I tested the man some water and waited for assistance

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While an duty as a roving patrol we got a CAIL over the radio of a prisoner outside of the wire Near Compound to. We drove on the outside of the IF to the area of the tower guard. Upon arrival At tower, PFC stated he had shot at a prisoner near his tower. He then stated the prisoner was Near the tower to the west of his. We went to the next tower to see where he was At. as we got nearer we saw special his tower pointing his weapon at in prisoner on the ground. We jumped out and secured the prisoner. We noticed that he was bleeding on his cheek. We called TIME + brought the prisoner to the medics. The medics treated the prisoner as best they could be were then told by the Cpt of the hedres to trake him to the Spanish Hospital in the Frt of the CAMP. We took him their + Left him with the spanish.